

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chairman Jeff Essmann, on February 16, 2009 at 11:00 A.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Sen. Jeff Essmann, Chairman (R)
Sen. Taylor Brown, Vice Chairman (R)
Sen. Jerry W. Black (R)
Sen. Gary Branae (D)
Sen. Ron Erickson (D)
Sen. Kelly Gebhardt (R)
Sen. Kim Gillan (D)
Sen. Bradley Hamlett (D)
Sen. Christine Kaufmann (D)
Sen. Bruce Tutvedt (R)

Members Excused: Sen. Bob Story Jr. (R)

Members Absent: None

Staff Present: Lee Heiman, Legislative Branch
Debra Polhemus, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: None

Executive Action: SB 292; SB 258

EXECUTIVE ACTION ON SB 292

00:01:06 **Motion:** Sen. Gebhardt moved that **SB 292 DO PASS.**

00:01:14 **Motion:** Sen. Gebhardt moved that **SB 292 BE AMENDED.**
EXHIBIT(tas36a01)

Discussion:

00:04:24 Sen. Erickson

00:05:57 Sen. Gebhardt

00:07:46 Sen. Erickson

00:07:55 **Vote:** Motion carried 9-2 by voice vote with Sens.
Erickson and Kaufmann voting no and Sen. Story voting
by proxy.

00:08:29 **Motion:** Sen. Gebhardt moved that **SB 292 DO PASS AS**
AMENDED.

00:08:46 **Motion:** Sen. Erickson moved that **SB 292 BE AMENDED.**
EXHIBIT(tas36a02)

Discussion:

00:09:00 Sen. Erickson

00:10:17 Sen. Gebhardt

00:11:17 Sen. Tutvedt

00:12:07 Sen. Erickson

00:13:28 Sen. Tutvedt

00:14:21 Sen. Gebhardt

EXHIBIT(tas36a03)

00:15:29 Sen. Hamlett

00:16:06 Chairman Essmann

00:16:26 Sen. Black

00:17:32 Sen. Erickson

00:18:20 **Vote:** Motion failed 5-6 by roll call vote with Sens.
Branæ, Erickson, Gillan, Hamlett, and Kaufmann voting
aye and Sen. Story voting by proxy.

Discussion:

00:19:26 Sen. Gebhardt

00:19:44 **Vote:** Motion carried 7-4 by roll call vote with Sens.
Branæ, Erickson, Hamlett, and Kaufmann voting no and
Sen. Story voting by proxy.

EXECUTIVE ACTION ON SB 258

00:20:52 **Motion:** Sen. Kaufmann moved that **SB 258 DO PASS.**

00:21:15 **Motion:** Sen. Kaufmann moved that **SB 258 BE AMENDED.**
EXHIBIT(tas36a04)

Discussion:

00:21:46 Lee Heiman, Legislative Services Division (LSD)

00:22:58 **Substitute Motion:** Sen. Kaufmann made a substitute motion that **SB 258 BE AMENDED BY SEGREGATING SECTIONS 2 THROUGH 6.**

Discussion:

00:24:50 Sen. Gebhardt

00:25:49 Sen. Gillan

00:26:53 Sen. Kaufmann

00:27:30 **Vote:** Motion carried unanimously by voice vote with Sen. Story voting by proxy

00:27:52 **Motion:** Sen. Kaufmann moved that **SB 258 DO PASS AS AMENDED.**

00:27:59 **Motion:** Sen. Kaufmann moved that **SB 258 BE AMENDED WITH SECTIONS 1, 7 AND 8.**

Discussion:

00:28:45 Sen. Tutvedt

00:29:32 Sen. Kaufmann

00:30:27 **Vote:** Motion carried 7-4 by roll call vote with Sens. Essmann, Gebhardt, Story, and Tutvedt voting no and Sen. Story voting by proxy.

00:31:33 **Motion:** Sen. Kaufmann moved that **SB 258 DO PASS AS AMENDED.**

EXHIBIT(tas36a05)

Discussion:

00:32:29 Sen. Kaufmann
00:34:19 Sen. Black
00:35:05 Sen. Erickson
00:36:45 Sen. Gillan
00:40:40 Sen. Tutvedt
00:41:57 Sen. Kaufmann
00:43:04 Chairman Essmann

EXHIBIT (tas36a06)

00:47:11 Sen. Gillan
00:48:33 Sen. Black

00:51:03 **Vote:** Motion failed 4-7 by roll call vote with Sens.
Branae, Erickson, Gillan, and Kaufmann voting aye and
Sen. Story voting by proxy.

Discussion:

00:52:09 Sen. Kaufmann

00:52:40 Without objection from the Committee, Sen. Essmann
requested that the bill be tabled and the vote
reversed.

ADJOURNMENT

Adjournment: 12:00 P.M.

Debra Polhemus, Secretary

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Additional Documents:

EXHIBIT ([tas36aad.pdf](#))